



**SPECIAL MEETING OF THE COMMON COUNCIL
MIDDLETOWN, CONNECTICUT
JUNE 20, 2011**

Special Meeting	A special meeting of the Common Council of the City of Middletown was held in the Council chamber of the Municipal Building, on Monday, June 20, 2011 Immediately following the 7:30 p.m.
Present	Mayor Sebastian N. Giuliano, Council Members Thomas J. Serra, Ronald P. Klattenberg, Philip J.. Pessina, Gerald E. Daley, Joseph E. Bibisi, Robert P. Santangelo, Hope P. Kasper, James B. Streeto, Grady L. Faulkner, David Bauer, and Daniel T. Drew; Corporation Counsel William Howard, Sergeant-at-Arms Acting Chief of Police Patrick McMahon and Council Clerk Marie O. Norwood.
Absent	Councilwoman Deborah A. Kleckowski
Also Present	Fourteen members of the public
Meeting Called to Order	Mayor Giuliano called the meeting to order at 7:34 p.m. and asks Councilman Klattenberg to lead the public in the Pledge of Allegiance.
Call of Meeting Read	The Call of Meeting was read and accepted. Mayor Giuliano declares the Call a Legal Call and the Meeting a Legal Meeting.
Public Comment Opened	<p>The Chair opens the public hearing on agenda items at 7:35 p.m. He asks if there are any members of the public wishing to address the Council.</p> <p>Earle Roberts has concerns about the appropriation requests; the Legal Department request for \$50,000. He doesn't know the legal aspects of arbitration. The job description of the Personnel Director and the City Attorney, hopes he can participate in the fullest to bring it to fruition. It seems if we did more in house for the tax dollars and for the case of specialized legalese we should hire someone. For Eckersley Hall, he is sure of the vetting process; he hopes we assured the public this is a different approach for the building and its use and hopes it is neutral for a clerk of the works. Maybe we can get a volunteer on that committee for refurbishing that building. There are hidden issues that may arise. The last issue is the City of Middletown becoming a member of Mattabasset. We had the opportunity 40 years ago and his concern is not knowing what the Bill 764 says. He hopes there are long range planning discussions and their future and our future in the costs. It would be nice to know the infrastructure costs to tear down the present facility, a pipe and pump station. Numbers were quoted in the \$10 of million and he doesn't know what the increase is today. He hopes it is part of the discussion.</p> <p>Guy Russo Director of Water and Sewer states he has been asked to convey to you that at 7:15, the WPCA met and took up a companion resolution of agenda item 6-1 that is before you. The resolution passed unanimously and they whole heartedly endorsed this and the resolution before you and asks the Council to vote for 6-1 before them this evening.</p>
Public Hearing Closed	The Chair asks for other members of the public wishing to be heard; seeing none, he closes the public hearing at 7:39 p.m.
Questions to Directors	<p>The Chair moves to the next agenda item, questions to Directors and asks if there are any. Seeing none, he closes questions to Directors at 7:39 p.m.</p> <p>The Chair asks the Clerk to read the appropriation requests and the Certificate of the Director of Finance:</p>

Appropriation Requests:

MAYOR'S OFFICE
MUNICIPAL BUILDING

Notice is hereby given that a meeting of the Common Council of the City of Middletown will be held in the Council Chamber of the Municipal Building on **Monday, June 20, 2011 at 7:30 p.m.** to consider and act upon the following:

Legal Department \$50,000, Account No. 1000-05000-55185, Contractual Services, General Fund.

MHS Locker Room \$20,000, Account No. 1000-12000-55180, Consultant Building Committee Services General Fund.

Senior Services \$38,715, Account No. 3082-13000-59047-0000-03875-2009, General Fund Contribution of Grant, General Fund. (This is amending an existing appropriation from January 4, 2010 and November 1, 2010 to redirect its use for the Eckersley Hall Building.)

Eckersley Hall Bond An Ordinance Appropriating \$750,000 For Code And Infrastructure Refurbishment Of The Eckersley Hall Building To Make Available For Use For City Purposes And Authorizing The Issue Of \$750,000 Bonds Of The City To Meet Said Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose

Any and all persons interested may appear and be heard.

ATTEST:
SEBASTIAN N. GIULIANO
Mayor

Certificate Director
Of Finance

To: His Honor Mayor Sebastian N. Giuliano
 and Members of the Common Council

From: Finance

Date: June 16, 2011

RE: Certification of Funds

This is to certify that funds for the appropriations requested at your meeting of June 20, 2011 are available as follows:

General Fund	\$70,000
Senior Services	\$38,715
Amending an existing Appropriation from 1/4/10 & 11/1/10 to redirect use for the Eckersley Hall Bldg.	
Code & Infrastructure	\$750,000
Refurbishment of Eckersley Hall Ordinance Bond Issue	

Respectfully submitted,
Carl Erlacher
Director of Finance

Legal Department:

The Chair recognizes Councilwoman Kasper for an appropriation. She reads and moves for approval an appropriation request for \$50,000 for the Legal Department. Councilman Serra seconds the motion. Hearing no discussion, the Chair calls for the vote. It is unanimous to approve with eleven aye votes. The Chair states the matter passes with one absent and not voting.

Legal Department

(Approved)

\$50,000, Account No. 1000-05000-55185, Contractual Services, General Fund.

MHS Locker Room Building Committee:

Councilman Serra reads and moves for approval the \$20,000 for the Locker Room Building Committee; Councilman Pessina seconds the motion. Councilman Bauer asks through the Chair for this and Senior Service, is it money already appropriated and are we just updating. The Chair responds he is sure about Senior Services. Councilman Serra states yes.

The Chair, hearing no further discussion, calls for the vote. It is unanimous to approve with eleven aye votes. The Chair states the matter passes unanimously with one absent and not voting.

MHS Locker Room
Building Committee
(Approved)

\$20,000, Account No. 1000-12000-55180, Consultant Services General Fund.

Senior Services - Eckersley Hall Redirected Appropriation:

Councilman Klattenberg reads (and asks who makes up these numbers) and moves for approval a request for \$38,715 to be redirected to Eckersley Hall; his motion is seconded by Councilman Pessina. The Chair states the Admins computer program generates the account numbers. The Chair calls for discussion; seeing none, he calls for the vote. It is unanimous to approve with eleven aye votes. The Chair states the matter passes unanimously with eleven affirmative votes and one absent and not voting.

Senior Services

\$38,715, Account No. 3082-13000-59047-0000-03875-2009, General Fund Contribution of Grant, General Fund. (This is amending an existing appropriation from January 4, 2010 and November 1, 2010 to redirect its use for the Eckersley Hall Building.)

(Approved)

Eckersley Hall Bond Ordinance:

Councilman Klattenberg reads the bond ordinance through Section 1.

Motion to Waive Rules

Councilman Serra move to waive the reading of the rest of the ordinance. Councilman Streeto seconds the motion. The Chair states it has been moved and seconded and seeing no discussion on this motion indicated, calls for the vote. It is unanimous, with eleven aye votes. The Chair states the motion carries; you may move it and speak to it.

Councilman Klattenberg moves it for approval and it is seconded by Councilman Daley. The Chair recognizes Councilman Klattenberg. He states he will speak briefly about this and comments on 6-1 because what he wants to say relates to both these actions by the Council. There are many times when you take votes on issues, only a few times you feel you are making history and for these two, I feel we are making history. He asks for the Council's support and approval. At the public hearing we heard from a dozen members of the public who spoke passionately about refurbishing the building. The building cannot be used in its current condition and I am glad we are taking this first big step. I want to note that taxpayers will be paying \$4.50 per year to approve this bond. It is money extremely well spent and he looks forward in moving forward on this.

Councilman Serra states I encourage everyone to support this; the history, frankly we should have bonded the sale of it. I didn't support its purchase using dollars and didn't support the \$20 million community center. I am just glad we are moving forward. We will make this work and the committee will be working on this and this is a start. It is time that everyone gets on board to make this work.

Councilman Bauer states I do share the sentiment that this is a service that is long overdue and I think it is a step in the right direction; where I do part ways is, this project we have a borrowing that is maxed out and it is a \$2 million project. It is not important to just do the right thing and I think we should do it the right way and I think we broke the covenant by not going out to the public in a referendum. I think the numbers are not right in regard to seniors and I think it would have been wiser to send it to referendum and on that principal, he will vote no.

Councilman Santangelo states he will vote for this project; he states Councilman Bauer, once again, I am in agreement. People are asking when we will vote on this and have a referendum. It is \$1.5 million to do this project and I recommend in the future the public's role in this and they are asking for a voice. The project will go forward and I will vote yes and in the future I will listen to the public.

Councilman Pessina states not only as Vice Chair of the Building Committee, it has been a long time, 18 years and I can remember several attempts of previous councils and mayors to get a senior center built in the City. This is a historical moment. We are all getting to the point and this \$750,000 is going to be money well spent for a collaboration for City agencies that will tie in nicely with the seniors. They deserve nothing less and he hears the cry from Councilman Bauer for a referendum but we need to move now on this project and get it done within budget. We have volunteers coming forward and donating money. This is a true collaboration from the community and as it moves forward you will see more to get this project done. He heartily supports this to get it done.

Councilman Faulkner states he will support this; I was one of the folks who did not like the idea of nickel and dining it with other grant funds; I appreciate the effort that went into bringing us to this point tonight and he hopes we don't fall into project creep and the committee sets priorities and he hopes that this first allotment will get us in the building. The sooner we do that the

sooner we will save funds elsewhere and next time we support one of these, it will be for the whole enchilada.

Councilman Drew states he will support this; he had concerns using CDBG money and this approach enables us to complete the project in the most efficacious way possible and still use the grant money in the current fiscal year. It will complete the project and use CDBG monies for social service projects on the ground now. He is glad to support this.

Councilman Serra states this Council is to provide services for citizens and this is not like the high school where the citizens should have a say; this is not unlike other projects. The debt service in this budget is minimal and it is not unlike other projects we have okayed here and he mentions a few. All this is providing better services for the citizens of Middletown. This will be a community center and it is financed properly and not using cash.

The Chair, hearing no further discussion, calls for vote, by roll call:

Councilman Drew	Aye
Councilwoman Kleckowski	Absent
Councilman Streeto	Aye
Councilman Santangelo	Aye
Councilman Daley	Aye
Councilman Klattenberg	Aye
Councilman Serra	Aye
Councilman Pessina	Aye
Councilman Bibisi	Aye
Councilwoman Kasper	Aye
Councilman Faulkner	Aye
Councilman Bauer	Nay

The vote is ten affirmative and one nay vote by Councilman Bauer. The Chair states the matter passes with ten affirmative votes, one negative, and one absent and not voting.

Ordinance No.
File Name
Description

10
Middletown \$750000EckersleyHall2011.docx
An ordinance appropriating \$750,000 for code and infrastructure refurbishment of the Eckersley Hall building to make Available for use for City purposes and authorizing the issue of \$750,000 bonds of the City to meet said appropriation and pending the issuance thereof the making of temporary borrowings for such purpose.

(Approved)

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN:

Section 1. The sum of \$750,000 is appropriated for the refurbishment of and improvements to the Eckersley Hall Building necessary for occupancy and use by the City for municipal purposes, including improvements to meet fire and life safety codes, ADA code compliance (including the installation of an elevator), installation of HVAC systems, roof and cupola repair or replacement, site improvements, architectural, engineering and other consultant services, administrative, printing, legal, and financing costs related thereto (the iProjecti). Said appropriation shall be in addition to State and Federal grants in aide thereof.

Section 2. The expected useful life of the project is twenty years. The total estimated cost of the project is \$750,000, no portion of which is expected to be paid from sources other than the proposed bond issue. It is hereby found and determined by the Council that the project is a single improvement constituting a general benefit to the City of Middletown and its general governmental purposes.

Section 3. To meet said appropriation \$750,000 bonds of the City, or so much thereof as may be necessary for said purpose, may be issued, maturing not later than the twentieth year after their date, or such later date as may be allowed by law. The bonds may be issued in one or more series as shall be determined by the Mayor and the City Treasurer, and the amount of bonds of each series to be issued shall be fixed by the Mayor and the City Treasurer, provided that the total amount of bonds to be issued shall not be less than an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, or, be combined with other bonds of the City and such combined issue shall be in the denomination per aggregate maturity of \$1,000 or a whole multiple thereof, be issued in bearer form or in fully registered form, be executed in the name and on behalf of the City by the manual or facsimile signatures of the Mayor and the City Treasurer, bear the City seal or a facsimile thereof, be certified by a bank or trust company designated by the Mayor and the City Treasurer, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by the Mayor and the City Treasurer, and be approved as to their legality by Bond Counsel. They shall bear such rate or rates of interest as shall be determined by the Mayor and the City Treasurer. The bonds shall be general obligations of the City and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon and paid from property taxation to the extent not paid from other funds available for the payment thereof. The aggregate principal amount of the bonds, annual installments of principal, redemption provisions, if any, the date, time of issue and sale and other terms, details and particulars of such bonds, shall be determined by the Mayor and the City Treasurer in accordance with the requirements of the General Statutes of Connecticut, as amended.

Section 4. In connection with the issuance of any bonds or notes authorized herein, the City may exercise any power delegated to municipalities pursuant to Section 7-370b, including the authority to enter into agreements moderating interest rate fluctuation, provided any such agreement or exercise of authority shall be approved by the Common Council. In order to meet the capital cash flow expenditure needs of the City, the Mayor and City Treasurer are authorized to allocate and reallocate expenditures incurred for the Project to any bonds or notes of the City outstanding as of the date of such allocation, and the bonds or notes to which such expenditures have been allocated shall be deemed to have been issued for such purpose, including the bonds and notes and Project herein authorized.

Section 5. Said bonds shall be sold by the Mayor and City Treasurer in a competitive offering or by negotiation, in their discretion. If sold at competitive offering, the bonds shall be at not less than par and accrued interest on the basis of the lowest net or true interest cost to the City, or comparable method. A notice of sale or a summary thereof describing the bonds and setting forth the terms and conditions of the sale shall be published at least five days in advance of the sale in a recognized publication carrying municipal bond notices and devoted primarily to financial news and the subject of state and municipal bonds. If the bonds are sold by negotiation the purchase contract shall be approved by the Mayor and City Treasurer. With respect to the receipt of original issuance premium or bid premium upon the sale of the bonds or notes herein authorized, the Mayor and City Treasurer are authorized, but not required, to apply original issuance premium and bid premium, if applicable, to fund any purpose for which bonds of the City are authorized to be issued, and such application shall reduce the amount of authorized and unissued bonds of the purpose to which the premium was applied, in the amount so applied.

Section 6. The issue of the bonds aforesaid and of all other bonds or notes of the City heretofore authorized but not yet issued, as of the effective date of this Ordinance, would not cause the indebtedness of the City to exceed any debt limit calculated in accordance with law as shown by the Debt Statement attached hereto.

Section 7. The Mayor is hereby authorized to spend a sum not to exceed the aforesaid appropriation for the purposes set forth herein, and the Mayor is specifically authorized to make, execute and deliver any contract or contracts, and any other documents necessary or convenient to complete the improvements authorized herein and the financing thereof.

Section 8. The Mayor and the City Treasurer are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of any series of said bonds. Notes evidencing such borrowings shall be signed by the manual or facsimile signatures of the Mayor and the City Treasurer, have the seal of the City or a facsimile thereof affixed, be payable at a bank or trust company designated by the Mayor and the City Treasurer, be certified by a bank or trust company designated by the Mayor and the City Treasurer pursuant to Section 7-373 of the General Statutes of Connecticut, as amended, and be approved as to their legality by Bond Counsel. They shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the City and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, shall be included as a cost of the project. Upon the sale of said bonds the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such temporary borrowings then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 9. Resolution of Official Intent to Reimburse Expenditures with Borrowings. The City hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid sixty days prior to and after the date of passage of this ordinance in the maximum amount and for the capital project defined in Section 1 with the proceeds of bonds, notes, or other obligations ("Bonds") authorized to be issued by the City. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The Issuer hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Director of Finance or his designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration.

Section 10. The Director of Finance is hereby authorized to exercise all powers conferred by Section 3-20e of the general statutes with respect to secondary market disclosure and to provide annual information and notices of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized by this ordinance.

Section 11. It is hereby found and determined that it is in public interest to issue all, or a portion of, the Bonds, Notes or other obligations of the City as qualified private activity bonds, or with interest that is includable in gross income of the holders thereof for purposes of federal income taxation. The City Manager and the Comptroller are hereby authorized to issue and utilize without further approval any financing alternative available to municipal governments pursuant to HR1, Making Supplemental Appropriations for Job Preservation and Creation, Infrastructure Investment, Energy Efficiency and Science, Assistance to the Unemployed, and State and Local Fiscal Stabilization, for the Fiscal Year Ending September 30, 2009, and for other purposes (the American Recovery and Reinvestment Act of 2009), as the same may be reauthorized or reenacted, or analogous legislation, including but not limited to any tax credit bond, or Build America Bonds including Direct payment and Tax Credit Versions.

DEBT STATEMENT
June 30, 2011
CITY OF MIDDLETOWN, CONNECTICUT

ANNUAL RECEIPTS FROM TAXATION AND REIMBURSEMENTS ("BASE")	
Fiscal Year Ended June 30, 2009	101,003,827
BORROWING CAPACITY FOR EACH CLASS	
2-1/4 times base for General Purposes	227,258,611

4-1/2 times base for Schools	454,517,222
3-3/4 times base for Sewers	378,764,351
3-1/4 times base for Urban Renewal	328,262,438
3 times base for Unfunded Past Benefit Obligations	303,011,481
MAXIMUM AGGREGATE BORROWING CAPACITY	707,026,789
7 times Base	
INDEBTEDNESS BONDS AND NOTES:	
GENERAL PURPOSES	27,977,150
SCHOOLS	28,216,800
SEWERS	4,341,850
URBAN RENEWAL	-
UNFUNDED PAST BENEFIT OBLIGATIONS	-
BONDS AND NOTES AUTHORIZED BUT	
UNISSUED:	
GENERAL PURPOSES	15,255,344
SCHOOLS	173,449
SEWERS	8,979,840
URBAN RENEWAL	-
UNFUNDED PAST BENEFIT OBLIGATIONS	-
CLEAN WATER FUND LOANS:	
SEWERS	6,761,769
SUB-TOTAL INDEBTEDNESS	91,706,202
LESS	
FEDERAL AND STATE OF CONNECTICUT	
BUILDING GRANTS, COMMITMENTS AND	
RECEIVABLES	
GENERAL PURPOSE	-
SCHOOLS	-
SEWERS	-
URBAL RENEWAL	-
TOTAL DEDUCTIONS	-
NET INDEBTEDNESS	91,706,202
TOTAL DEDUCTIONS	
BALANCE OF BORROWING CAPACITY FOR	
EACH CLASS:	
GENERAL PURPOSE	184,026,117
SCHOOLS	426,126,973
SEWERS	358,680,892
URBAL RENEWAL	328,262,438
UNFUNDED PAST BENEFIT OBLIGATIONS	303,011,481
BALANCE OF MAXIMUM AGGREGATE BORROWING	
CAPACITY AVAILABLE	615,320,587

Agenda Item **6-1**

Councilman Streeto reads and moves for approval agenda item 6-1; his motion is seconded by Councilman Bauer.

The Chair recognizes Councilman Streeto who states that Councilman Klattenberg's term historic does apply to this. Guy Russo stated he has worked on this for the past 30 years; Mr. Russo responds 16-1/2 years. Councilman Streeto states this is a positive development for Middletown and it is freeing up a substantial area on the riverfront. It is no surprise that so many of us interrupted their evening to be here.

The Chair congratulates the Seniors from Vinal Technical School who received diplomas tonight.

Councilman Streeto continues the cost to buy in will be substantial and the cost of not enacting this will be even greater, well over \$20 million; and it would not free up a portion of the riverfront. Someone who deserves recognition is Councilman Serra who got things moving where there was an impasse. He broke some of the dam and got this to the floor in a timely fashion and someone needs to recognize that and give credit where it is due. With that said, he urges the Council to support this resolution.

Councilman Bauer states I do intend to support it; I also agree this is one of the most important things I have the honor to address in my Council career. We are on the start of a process and project that may define the next generation of the City. We can add greatly to the grand list and the possibility of revising the downtown in a new and exciting way. If we do this right, we are at the inception of doing something wonderful. I have stopped at a lot of doors to tell people about the City assets and this unleashes those resources, maybe even a boat launch will come out of this someday. There is a lot of unpleasant things coming to communities; we have \$4 a gallon for gas and may see \$5 and if Middletown does it right, we will help the community with the cost of energy and we have the blue print to make

Middletown have an unfair advantage over our neighbors about where you want to live and where you want to do business. It is an incredible opportunity. The reason I voted no on the previous resolution, when we forget to engage the public, here we have a \$13 million buy in and the cost of decommissioning and connecting to Mattabassett and it may be more and what happens when we forget the covenant with the voters, we will not do the buy in and we will have to go with them and if there is pent up unhappiness, I hope it doesn't happen. He urges the Council's support and the public to learn about this. Your future is at stake in Middletown.

Councilman Drew states he will reiterate comments made by Council Members Bauer and Streeto. Councilman Serra and Senator Doyle who got it through the legislature and many thanks to Guy Russo who did a tremendous job. We have had a treasure locked behind Route 9 and once the plant is decommissioned and we can get to the river, there are so many things we can do. The sky is the limit. We will tap into it and make the best of it. We are fortunate to have this opportunity and coming out of a recession having an asset we can tap into; coming out of the recession, we will be in a better position to capitalize on that asset. Our potential to do something extraordinary is great and he will support this.

Councilman Bibisi states this is one of the biggest resolutions he has voted on in the last 12 years. This opens up 18 acres of water front that is undeveloped. It opens up an opportunity for a marina, public boat launch; there are so many opportunities with this program. This is a bipartisan project. Back in May, Senator Doyle and Representative Serra invited Councilman Serra and me to meet with Cromwell, Berlin, and New Britain and we had a strong conversation with those towns. He gives credit to Councilman Serra. Cromwell was reluctant taking only two seats and they wanted a stipend for potential spillovers. Councilman Serra requested that legislation be made to take a revenue fund to Cromwell and it was approved by the towns. We discussed the seats and ended up with 5, 4, 3, and 2; it was bipartisan that brought us to this time and we were briefed by Director Russo and I want to thank him for that.

Councilman Pessina states he will definitely support this; if you look at the City seal, that is where the roots are. The community was founded because of the river. He is glad to hear discussion of a boat launch. It is a segue to the downtown and the bipartisanship effort; that is the way to go and we are getting some really good things for the City and it shows we can work together for our City and its citizens. He grew up near the river and the railroad and I know what we had as little kids. I see the opportunity to go in the direction to help the community in tremendous ways. He thanks Guy Russo, Councilman Serra, Mayor Giuliano and the State Legislators to get this agreement. We did it and let us move forward in the planning of those 18 acres. We will all benefit and enjoy the riverfront with opportunities of growth for the community.

Councilman Daley states as Chair of the Economic Development Committee for 18 years, we have had our eye on this project all that time. Because of the long term potential and it is historic because of that impact. It will strengthen the City's economy, but it opens up a larger area of 85 acres labeled as the South Cove area. It is a mixed use development. The potential for development is enormous and we are providing the potential not only to revitalize that large area, but also a beneficial impact on the entire downtown. He heartily supports it and it is the right thing to do environmentally and financially. It would cost more to bring the plant up to current standards. Having fewer places with sewage going into the river is good for everyone and it is good to see cooperation in member communities. He thanks the State legislators, Mayors and Councils who have supported this and hopes everyone supports this.

Councilman Serra states the Mayor needs to be recognized because he knows how frustrating the negotiations have been. This is like the high school and it is one of the grand things the citizens are embarking on. This is the first step and citizens at home need to know it is being voted on and needs to be voted by all the municipalities involved. And the \$6.5 million needs to be voted on and again, the second \$6.5 million needs to be voted on. If we don't do this, we have to build our own and it will be \$15 million more than this cost. For the environment, the Mattabassett plant is going to be improved; it will cost \$100 million. It will improve the water going into the river. It will create jobs in this area for construction trades. Grants and low cost loans are available as well and we need to understand those as well. It will stabilize our sewer rates. There is a lot to consider and the number one thing is for the citizens of Middletown to vote yes on this. It is important. On a personal note, this was started in late 1994; this is a great first step and I worked on Mattabassett as a carpenter in 1967 and in 1986. Overall we need to do this and everyone vote for this. It will be a great thing for the citizens of Middletown, long term.

The Chair, hearing no further discussion, calls for the vote. It is unanimous to approve with eleven aye votes. The Chair states the matter passes unanimously with one absent and not voting.

The Chair thanks the Council as well and the Chair of the Mattabasset District for all he did to have this come together. Neither Middletown nor Mattabasset had a choice in this matter. The cost of building a new plant would far exceed what it will take to get into Mattabasset. We would have no choice but to find another location for a plant or give up the riverfront for another generation. Councilman Klattenberg and Councilman Daley also worked on this as did everyone else. It will be one of the decisions that will be looked back on and said they made the right decision. Everyone who worked on this deserves credit and the other thing was how hard was it to do the right thing. This begins a new era for Middletown and the riverfront and you can justifiably say you were here when it started.

[illegible]

96-11

cc-wpca2011Mattabassetresolution.doc

Approving the City of Middletown becoming a member community of the Mattabassett District, a regional sewer district, upon the establishment of SB 764 *An Act Concerning the Mattabassett District* into law and upon the affirmative votes by the constituent communities as specified by law.

(Approved)

WHEREAS, in 1961, the State Legislature by Special Act, created the Mattabassett District to be the regional sewer district for the communities of New Britain, Cromwell and Berlin; and

WHEREAS, the District is now under a consent order mandate to upgrade the existing facility to reduce the environmental impact of operating such a facility; and

WHEREAS, the City of Middletown has been a contract customer of the Mattabassett District since 1969, and currently hold an approximate 10% equity share of the Mattabassett District; and

WHEREAS, The City of Middletown is also under a State and Federal mandated consent order to comply with State and Federal environmental standards; and

WHEREAS, both entities must come into compliance with these consent orders which requires an upgrade to the current wastewater treatment facility; and

WHEREAS, on June 8, 2011, the Connecticut General Assembly , both Senate and House, passed SB 764 "An Act Concerning The Mattabassett District", and has forwarded said bill to the office of the Honorable Dannel Malloy, Governor of the great State of Connecticut, for his signature; and

WHEREAS, upon signing this legislation into law, the City of Middletown, with the consent of the original signatory communities, will be allowed inclusion into the Mattabassett District, subject to the specific requirements of SB 764 "An Act Concerning the Mattabassett District"; and

WHEREAS, it is in the best interests of the rate payers and residents of the City of Middletown, to join resources with the Mattabassett District, and its constituent member towns, in the mutual financial, environmental, political interests of all of the municipalities for the mutual interests and benefits of their citizenry;

NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That the Mayor and the Common Council of the City of Middletown, in concurrence with the Water Pollution Control Authority of the City of Middletown agree to join the Mattabassett District subject to:

- 1) the establishment of SB 764 "An Act Concerning The Mattabassett District" into law;
- 2) affirmative votes by the constituent communities as specified by law:

BE IT FURTHER RESOLVED: That the Common Council of the City of Middletown agrees to the above and directs the City and Town Clerk to send a certified copy of this resolution to the Mattabassett District Board Members, the elected officials of the municipalities of New Britain, Cromwell and Berlin, and to the State Legislative Delegations of said communities, and to the Commissioner of the Department of Environmental Protection.

Agenda Item

6-2

Councilman Drew reads and moves for approval agenda item 6-2; his motion is seconded by Councilman Pessina.

The Chair states the item has been moved and seconded and he recognizes Councilman Bauer. He states he will support it and was asked by Izzy Greenberg who came by at 7 p.m. for the meeting and had a pizza delivery at her home; I told her everyone will support this and sent her home to enjoy her pizza.

Councilman Faulkner states that explains something; does anyone know if there are opportunities to do this in other parts of the City. Councilman Santangelo states there has been a farmers market on the South Green for years. There are other places. This is relatively new and was successful last year. The opportunity should be done in other locations and no one discourages this. South Green has had one for many years. Councilman

Faulkner states it is a good idea and he doesn't know if this is the same proposal and wonders if this is nutritional and educational programs as well. It should be in other parts of town and maybe bring it to the housing authority. Councilman Santangelo states there are more community gardens. He names a few. There are other opportunities for people to expand these ideas. Councilman Faulkner recommends that they are up on the website so they know where the locations are.

Councilman Drew states this grew out of a need NEAT had and that they are in compliance with the City ordinance. Anyone else who wants to bring one forward, they can and it was a pleasure to work with Councilman Pessina and the Mayor on this. Councilman Pessina states it is bipartisanship working together and it is another example of the revitalization of the north end. It is another opportunity for the residents and NEAT and the public to enjoy this farmers' market. It goes along with what makes Middletown special; we care for each other and where these things are happening. It is a community project.

The Chair, seeing no further discussion, calls for the vote. It is unanimous to approve with eleven aye votes. The Chair states the matter passes unanimously with one absent and not voting.

The Chair states the Friday markets just took off and they had inquiries about evenings and they wanted to try an experimental evening farmers market and it has the potential to be successful and we should encourage them in other parts of town. These are things that add to the quality of life in Middletown both for the farmers who grow and those who buy from them. He thanks the Council for their unanimous vote on this.

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97-11

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Approving the holding of a farmers' market on each Friday beginning July 1 through October 28, from 10 a.m. to 2 p.m. on the west side of the north end of Main Street; and on certain Tuesdays, July 19, August 9, and September 20 from 4 p.m. to 8 p.m.

(Approved)

Whereas, Section 218-3 Exemptions of Chapter 218 Peddling and Soliciting states that Sales by farmers and gardeners of their produce can be conducted off their own premises at a public farmers\ market provided that they register with the Police Department and the Common Council designates locations and dates; and

Whereas, said registration certificate shall be retained and displayed at the designated Farmers' Market location.

Now, Therefore, Be it Resolved by the Common Council of the City of Middletown: That pursuant to Section 218-3, the Council hereby approves the use of the sidewalk on the west side of the north end of Main Street for use by the North End Action Team to host a community farmers' market each Friday beginning July 1 and ending October 28 from 10 a.m. to 2 p.m.; and

Be It Further Resolved: That on Tuesday, July 19, August 9, and September 20, 2011, a Farmers' Market will be held on the west side of the north end of Main Street, from the hours of 4 p.m. to 8 p.m.

Agenda Item

6-3

Councilman Santangelo reads and moves for approve a bid waiver for five police cruisers at the former State bid price; his motion is seconded by Councilman Pessina.

The Chair, seeing no discussion, calls for the vote. It is unanimous to approve with eleven aye votes. The Chair states the matter passes unanimously with one absent and not voting.

[illegible]

98-11

pdcruiserbidwaiverforCNR2012.docx

Approving waiving the competitive bidding requirement in accordance with Section 78-8 of the Middletown Code of Ordinances to purchase five 2011 Ford Crown Victoria marked police cruisers from Crowley Ford of Plainville at the most recent State contract price with 2012 CNR Funds.

(Approved)

Whereas, the Middletown Police Department has properly submitted necessary paperwork to the City's Purchasing and Standardization Committee, which has approved the requested Bid Waiver on June 16, 2011; and

Whereas, the Committee interviewed representative of the Police Department Acting Chief Patrick T. McMahon regarding the purchase of five (5) new 2011 Ford Crown Victorias; and

Whereas, the Police Department is seeking to purchase, with properly allocated fiscal year 2012 CNR funds five (5) 2011 Ford Crown Victoria marked police cruisers to replace the older outdated units that are currently owned by the department; and

Whereas, the Police Department has researched and discovered that Crowley Ford of Plainville has several new 2011 Ford Crown Victoria's in stock; and

Whereas, although there is no current state contract for marked police vehicles, Crowley Ford has offered their 2011 leftover Crown Victoria's at the most recent state contract price;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That a bid waiver, in accordance with Section 78-8 of the Middletown Code of Ordinances, be approved to purchase five (5) 2011 Ford Crown Victoria marked police cruisers from Crowley Ford of Plainville with fiscal year 2012 CNR funds.

Financial Impact Statement: The replacement of older police cruisers will lessen the funds spent on repairs as new cruisers will have fewer maintenance issues as well as warranties.

Motion to Adjourn

Councilman Serra moves to adjourn and his motion is seconded by Councilman Bauer. The vote is called and it is unanimous to adjourn. The Chair declares the adjournment at 8:26 p.m.

ATTEST

MARIE O NORWOOD
Common Council Clerk